

**Court of Appeals, State of Michigan**

**ORDER**

People of MI v Ruben Esquivel

Docket No. 297453

LC No. 09-000832-FH

Christopher M. Murray  
Presiding Judge

Michael J. Talbot

Brian K. Zahra  
Judges

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The Court, in lieu of granting defendant's application for leave to appeal, and pursuant to MCR 7.205(D)(2), hereby REMANDS this case to the trial court to amend the judgment of sentence only to the extent that defendant's sentences for felony-firearm second offense and controlled substance – delivery/manufacturing of marijuana, are stated as consecutive. These sentences are to run concurrently, *People v Brown*, 220 Mich App 680, 682-684; 560 NW2d 80 (1996), and the judgment of sentence should be amended to reflect that the sentences are concurrent. In all other respects, defendant's application for leave to appeal is DENIED.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

**MAY - 4 2010**  
Date

*Sandra Schultz Mengel*  
Chief Clerk